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Donna G. Bradshaw

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TRANSCRIPT OF PROCEEDINGS

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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

IN THE MATTER OF:

TRINITY BROADCASTING OF FLORIDA, INC.  
and  
GLENDALE BROADCASTING COMPANY

MM DOCKET NO. 93-75

Miami, Florida

DATE OF HEARING: December 23, 1993

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, D.C. 20554

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TRINITY BROADCASTING OF FLORIDA, INC. )  
 and )  
 GLENDALE BROADCASTING COMPANY )

MM DOCKET NO. 93-75

Miami, Florida )  
 -----)

The above-entitled matter came on for hearing  
 pursuant to Notice before Judge Joseph Chachkin,  
 Administrative Law Judge, 2000 L Street, Washington, D.C.,  
 20554, in Courtroom 3, on Thursday, December 23, 1993,  
 at 9:33 a.m.

**APPEARANCES:**

On behalf of Trinity Broadcasting of Florida, Inc.:

NATHANIEL EMMONS, Esquire  
 CHRISTOPHER HOLT, Esquire  
 EUGENE MULLIN, Esquire  
 HOWARD A. TOPEL, Esquire  
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On behalf of Glendale Broadcasting Company:

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 Washington, DC 20036

On behalf of S.A.L.A.D.:

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1 APPEARANCES (Continued):

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## I N D E X

<u>Witness</u>	<u>Direct</u>	<u>Cross</u>	<u>Redirect</u>	<u>Recross</u>
Mr. Colby May				
By Mr. Topel			3511	
By Mr. Cohen				3574
By Mr. Schonman				3628

E X H I B I T S

<u>Exhibit</u>	<u>Identified</u>	<u>Received</u>	<u>Rejected</u>
TBF Exhibit 120	3510	3525	
TBF Exhibit 121	3510	3525	
TBF Exhibit 122	3544	3555	
TBF Exhibit 123	3560	3565	

Hearing began: 9:33 a.m.                      Hearing Ended: 1:15 p.m.

## 1 P R O C E E D I N G S

2 JUDGE CHACHKIN: Mr. Topel, you have some questions?

3 MR. TOPEL: Yes, Your Honor. We do have some  
4 redirect. Mr. May, I'd like you to start with by having three  
5 documents in front of you. I'm going to ask my colleague,  
6 Mr. Holt, to give you a copy of Glendale Exhibit 220.

7 MR. COHEN: What is that document?

8 MR. TOPEL: That, that is a portion of the  
9 Opposition --

10 MR. HOLT: Here you go.

11 MR. TOPEL: -- to Petition to Deny --

12 MR. COHEN: Did I get that?

13 MR. TOPEL: -- the, the TBF opposition to the  
14 Glendale Petition to Deny.

15 MR. COHEN: Right. I thank you.

16 MR. TOPEL: And, Your Honor, I would ask to have  
17 marked for identification as TBF Exhibit 120, a document  
18 consisting of 155 pages, which is the entirety of the  
19 Opposition to Petition to Deny that was filed. And, Your  
20 Honor, I, I would request leave to supply the Court reporter  
21 with copies of the subsequent -- I seem to be short copies.

22 (Asides.)

23 JUDGE CHACHKIN: All right. Do you have a copy --  
24 or did you --

25 MR. TOPEL: Can we go off for just one second?

1 JUDGE CHACHKIN: All right. We'll --

2 (Off the record. Back on the record.)

3 JUDGE CHACHKIN: You did -- Mr. Topel, you're one  
4 document short and you request leave to supply the reporter  
5 with a second copy?

6 MR. TOPEL: Actually, when the witness is finished,  
7 I'll have the second copy, but --

8 JUDGE CHACHKIN: All right.

9 MR. TOPEL: -- the witness has the second copy of  
10 one.

11 JUDGE CHACHKIN: Oh, well, then fine. Then you're  
12 not really short?

13 MR. TOPEL: Not really, at that time, but, but I ask  
14 leave as to --

15 JUDGE CHACHKIN: Well, why, why don't you have the  
16 reporter mark the cop-- mark the original and then give it to  
17 the witness to look at.

18 MR. TOPEL: Thank you. In any event, Your Honor, I  
19 ask that this document be marked for identification as TBF  
20 Exhibit 120.

21 JUDGE CHACHKIN: The document described will be so  
22 marked. What was the last number, wasn't it 1 -- 115 or  
23 something?

24 MR. HOLT: -- 119, I believe, Your Honor.

25 JUDGE CHACHKIN: Was it 119?

1 MR. HOLT: Sure.

2 JUDGE CHACHKIN: We don't have a 120 in this place.

3 MR. HOLT: I believe 119 was Jane Duff's purchase  
4 orders and -- consisting of 107 pages.

5 JUDGE CHACHKIN: All right. So this is 120?

6 (Whereupon, the document referred to  
7 as TBF Exhibit 120 was marked for  
8 identification.)

9 MR. TOPEL: And, Your Honor, I would ask to have  
10 marked for identification as TBF Exhibit 121, a document  
11 consisting of 145 pages, which is a response that was filed  
12 with the FCC in the Wilmington, Delaware, matter that is  
13 incorporated in the opposition to the petition to deny, as  
14 we'll see.

15 JUDGE CHACHKIN: The document described will be  
16 marked for identification as Trinity Exhibit 121.

17 (Whereupon, the document referred to  
18 as TBF Exhibit 121 was marked for  
19 identification.)

20 MR. TOPEL: Okay. Does everyone who needs one, have  
21 one?

22 MR. McCURDY: Thank you. I have one.

23 MR. TOPEL: Now --

24 MR. COHEN: You said you were giving a third  
25 document to him?

1 MR. TOPEL: The third one he has is Glendale Exhibit  
2 220.

3 MR. COHEN: Thank you.

4 JUDGE CHACHKIN: Now 121 is, what did you say that  
5 was? That was the opposition to the Wilmington?

6 MR. TOPEL: It, it's a response in Wilmington.  
7 There is another Wilmington document to which I'll refer.  
8 That's already in the record. It's a Mass Media Bureau  
9 exhibit.

10 JUDGE CHACHKIN: All right.

11 RE-DIRECT EXAMINATION

12 BY MR. TOPEL:

13 Q Now, Mr. May, if you would, please turn to page five  
14 of Glendale Exhibit 220.

15 JUDGE CHACHKIN: 120?

16 MR. TOPEL: I'm sorry, 2 -- no, Glendale. This is  
17 the Glendale 220.

18 JUDGE CHACHKIN: Oh, Glendale. I see. All right.

19 BY MR. TOPEL:

20 Q And you will see there a reference to a second  
21 titled prior related proceedings, is that correct?

22 A Yes, sir.

23 Q And if you turn to page seven of that document, you  
24 will see that in the last paragraph of the section "prior  
25 related proceedings," there are, are -- is this language, and



1 I'll just read it to save time, "the Commission has not acted  
2 on NMTV's November 18, 1991, request for declaratory ruling.  
3 A copy of that request is appended to this opposition. See  
4 Exhibit 1. And TBF hereby supports NMTV's request for  
5 declaratory ruling." I'm correct, am I not, when I, when I  
6 look at Glendale Exhibit 220, the document referred to in that  
7 paragraph, Exhibit 1, is missing?

8 A That's correct, sir.

9 Q Thank you. Now if you would turn to TBF Exhibit  
10 120. I'd like to ask you to turn to page 36 of that document,  
11 which happens to be the third page of text in the exhibit that  
12 was omitted in the exhibit about which you were examined.

13 A Yes, sir.

14 Q Okay. And I'm just going to read a paragraph before  
15 I ask you a question about it. Looking at the first full  
16 paragraph on that page.

17 JUDGE CHACHKIN: What page? I missed that.

18 MR. TOPEL: Page 36 of the exhibit, Your Honor.

19 JUDGE CHACHKIN: Okay. 120?

20 MR. TOPEL: Of Exhibit 120.

21 JUDGE CHACHKIN: Go ahead. Okay.

22 BY MR. TOPEL:

23 Q I'd like to read this language, Mr. May. This  
24 document states as follows, "the facts also show that NMTV has  
25 close ties with Trinity Broadcasting Network. Two of NMTV's

1 | directors are salaried employees of Trinity Broadcasting  
2 | Network, and all but two of the corporation's officers are  
3 | salaried employees of Trinity. NMTV receives favorable rates  
4 | on construction financing loans from Trinity, which are repaid  
5 | out of revenues realized from a program affiliation agreement  
6 | between NMTV and Trinity. NMTV utilizes the same consultants,  
7 | such as engineers and attorneys, as are used by Trinity." My  
8 | question, Mr. May, is did you file that with the Federal  
9 | Communications Commission?

10 |       A     Yes, sir.

11 |       Q     And can you tell me, did you serve a copy of that on  
12 | counsel for Glendale?

13 |       A     Yes, sir.

14 |       Q     Now you recall, I believe, that -- or you will  
15 | recall that Mr. Cohen asked you some questions about whether  
16 | your opposition to Glendale's petition to deny the February --  
17 | the Glendale Exhibit 220, whether that opposition makes  
18 | reference to Jane Duff's duties as a TBN executive and as  
19 | assistant to the president. And I'd like to ask you, sir, to  
20 | turn to page 44 of TBF Exhibit 120, which again is included in  
21 | the exhibit that was not included in Glendale Exhibit 220, and  
22 | let me know when you have page 44.

23 |       A     Yes, sir. I have it.

24 |       Q     And, again, as a predicate, let me just read what's  
25 | stated there. It there states, "Mrs. Duff --", in paragraph

1 seven, "Mrs. Duff has been involved with broadcasting for over  
2 11 years as a senior executive for Trinity. In addition to  
3 her position with NMTV, she is a salaried employee of Trinity  
4 Broadcasting Network and serves in a senior management  
5 position as assistant to the president, the president being  
6 Paul F. Crouch." And then if you go to the last sentence of  
7 that paragraph, it says, "Mrs. Duff is also the director which  
8 is most involved in overseeing the routine and general  
9 operation of NMTV." And my question to you, sir, is did you  
10 file that information with the FCC in your opposition  
11 pleading?

12 A Yes, sir.

13 Q And did you serve a copy of that on counsel for  
14 Glendale?

15 A Yes, sir.

16 JUDGE CHACHKIN: What, what is the point that, that  
17 -- I'm having difficulty understanding where you're going with  
18 this.

19 MR. TOPEL: Well, Your Honor, a, a, a very serious  
20 attack was made that there was a lack of candor in Glendale  
21 Exhibit 220 because this very information was not disclosed in  
22 an isolated part of that opposition that Mr. Cohen pointed to.

23 JUDGE CHACHKIN: Right.

24 MR. TOPEL: The witness indicated it had been  
25 incorporated by reference. Not only had it been incorporated

1 by reference, but it was attached to the pleading.

2 JUDGE CHACHKIN: All right. I just didn't quite  
3 understand where you were going. Go ahead.

4 BY MR. TOPEL:

5 Q Thank you. Now on the issue of incorporation by  
6 reference, would you turn, sir, please to page 35 of TBF  
7 Exhibit 120.

8 A Yes, sir. I have it.

9 Q And in the last full paragraph, let me just read  
10 this, "in this request for a declaratory ruling, NMTV  
11 incorporates by reference the response filed with respect to  
12 the Wilmington, Delaware application." Did you file that with  
13 the Federal Communications Commission in connection with your  
14 opposition in the Miami matter?

15 A Yes, sir.

16 Q And did you serve a copy of that on counsel for  
17 Glendale?

18 A Yes, sir.

19 Q And looking further, on page 40 to 41, in footnote  
20 2, and particularly on 40 -- on page 41, the end of that  
21 footnote, it states that that response, which is referring to  
22 the response in the Wilmington matter, is incorporated by  
23 reference herein. My question, sir, did you file that with  
24 the Federal Communications Commission in connection with your  
25 opposition in Miami?

1           A     Yes, sir.

2           Q     And did you serve a copy of that on counsel for  
3 Glendale Broadcasting?

4           A     Yes, sir.

5           Q     And turning to page 67 --

6                 JUDGE CHACHKIN: Still at TBF Exhibit 120?

7                 MR. TOPEL: Still at the last question on TBF 120.

8                 BY MR. TOPEL:

9           Q     Turning to page 67, the beginning of paragraph 37  
10 where it states, "NMTV does not deny, however, that it has  
11 long-standing and pervasive ties with Trinity, as outlined  
12 here, and as more fully outlined in NMTV's response," that  
13 response being the one that was incorporated by reference.  
14 And my question, sir, is did you file that with the Federal  
15 Communications Commission in connection with your opposition?

16          A     Yes, sir.

17          Q     And did you serve a copy of that on counsel for  
18 Glendale Broadcasting?

19          A     Yes, sir.

20          Q     Now turning to TBF Exhibit 121.

21          A     I have it, sir.

22          Q     You, you recall that you were asked questions about  
23 the disclosure, disclosures that were made in Glendale Exhibit  
24 220, concerning Mrs. Duff's duties and relationship with  
25 Trinity. Turn, if you would, please, to page 17 of TBF

1 Exhibit 121.

2 A Yes, sir. I have it.

3 Q And, and I should ask you, sir, is this document the  
4 res-- part -- all or part of the response in Wilmington that  
5 was referred to in the opposition to the petition to deny in  
6 the Trinity matter -- in the Trinity of Florida matter?

7 A Yes, sir.

8 Q Okay. Now, again, in the interest of just getting  
9 through this, let me read into the record what some of the  
10 things that are said. First of all, on page 17, that, that is  
11 a portion of an affidavit of whom, sir?

12 A Of Mrs. Jane Duff.

13 Q Thank you. And on page 17, in paragraph 17, the  
14 first sentence reads, "I am a salaried employee of Trinity  
15 Broadcasting Network with the title of assistant to the  
16 president." Then in paragraph 19, it reads as follows,  
17 "generally, my areas of responsibility involve TBN's legal  
18 affairs, its public affairs, station acquisition, community  
19 outreach, and public relations. As part of my responsibi-  
20 lities for legal matters, I review all FCC applications and am  
21 Trinity's day-to-day contact with communications counsel. I  
22 am responsible, with our local and FCC counsel, for EEO  
23 compliance and compliance with other state and local rules and  
24 regulations, particularly with respect to employment matters.  
25 I am generally responsible for interfacing with counsel

1 concerning any litigation or administrative proceedings in  
2 which Trinity is involved. I generally oversee the production  
3 of TBN's public affairs programming, and am primarily  
4 responsible for the ascertainment of community needs in KTBN's  
5 service area. I supervise the formulation and formatting of  
6 the programs problems list that is inserted in the public  
7 file, and ensure that the public file is properly kept up to  
8 date. I am responsible for a great deal of KTBN's public  
9 involvement with the community and, in the past, have appeared  
10 at civic organizations, chamber of commerce luncheons,  
11 churches, schools, etc., to represent the station. I now  
12 supervise other station representatives to ensure that the  
13 station is well-represented in the community. As part of my  
14 job of reviewing FCC applications, I am responsible for all of  
15 TBN's translator applications. At present, TBN has over 150  
16 translators, and I review and supervise the constant efforts  
17 to expand TBN's translator coverage and to improve the  
18 coverage of its existing stations. During the last LPTV  
19 application window, I was responsible for preparation and  
20 filing of some 48 LPTV applications. I am also the primary  
21 TBN representative at various industry functions. For  
22 example, I participated in TBN's delegation to various cable  
23 shows throughout the country, have attended several national  
24 translator association conventions, and have been Trinity's  
25 representative at, as well as a panel participant, in the last

1 community broadcasters' association meeting in Las Vegas."

2 My question to you, sir, is, was that information filed with  
3 the FCC?

4 A Yes, it was.

5 Q And was it incorporated in the opposa -- opposition  
6 to the petition to deny the TBF application, Glendale Exhibit  
7 220?

8 A Yes, sir. It was.

9 JUDGE CHACHKIN: Is your point then, Mr. Topel, that  
10 in September of 1991, TBN was forthcoming, at least at that  
11 point, as to the activities of Mrs. Duff? I don't recall any  
12 other documents between 1987 and the opposition and the  
13 petitions to deny where we had such a full statement as to  
14 Mrs. Duff's duty. Do you recall any such documents?

15 MR. TOPEL: Your, Your Honor, my, my, my point at  
16 this time is to deal with the accusation that the February,  
17 1992, opposition was lacking in candor. I will be going --

18 JUDGE CHACHKIN: I'm not going to, I'm not going to  
19 argue with that point. I'm sure the Bureau --

20 MR. TOPEL: And --

21 JUDGE CHACHKIN: -- would be glad to accept it as  
22 admission of all this material concerning Mrs. Duff's  
23 activities perhaps was even more that we got into in the  
24 actual hearing in this proceeding.

25 MR. TOPEL: I, I, I will --



1 JUDGE CHACHKIN: Let's, let's continue.

2 MR. TOPEL: And, and I will be going back to  
3 whatever disclosures were made. We didn't create anything  
4 new, but what was made we're going to put in for, for the  
5 record.

6 JUDGE CHACHKIN: All right. Fine.

7 MR. TOPEL: Now, Mr. May, you also recall or will  
8 recall, I believe, that you were asked questions about  
9 disclosures about the relationships of NMTV's principles to  
10 TBN, and I would like to ask you now to turn to page 17 of TBF  
11 Exhibit 100 --

12 JUDGE CHACHKIN: Twenty-one?

13 MR. TOPEL: Twenty-one? Is that the one I'm --

14 JUDGE CHACHKIN: Is this the --

15 MR. TOPEL: Yes, 121.

16 MR. COHEN: What page is that?

17 MR. TOPEL: 121.

18 JUDGE CHACHKIN: And when you say page 17, you're  
19 referring to the --

20 MR. TOPEL: The --

21 JUDGE CHACHKIN: -- you're, you're --

22 MR. TOPEL: -- the Bate's stamp number in the  
23 lower --

24 JUDGE CHACHKIN: The Bate's stamp number, all right.

25 MR. TOPEL: -- the Bate's stamp number in the lower

1 right hand corner.

2 JUDGE CHACHKIN: Because there are two numbers, so.

3 MR. TOPEL: What? Yes, sir.

4 JUDGE CHACHKIN: Excuse me. Yes, all right.

5 MR. TOPEL: Yes, sir. It's the Bate's stamp number.

6 MR. SHOOK: Your Honor?

7 JUDGE CHACHKIN: Yes, sir?

8 MR. SHOOK: If it would shortcut this to some  
9 extent, I mean I have -- the Bureau has no problem that these  
10 materials were submitted to the Commission and that they say  
11 what they say. And if the point of all of this is to  
12 establish that, you know, Mr. May, as of September 24, 1991,  
13 made certain representations to the Commission then that what  
14 was disclosed is disclosed, the Bureau has no problem with  
15 that.

16 MR. TOPEL: Your Honor, I, I appreciate Mr. Shook's  
17 comment.

18 JUDGE CHACHKIN: All right. Go ahead, Mr. --

19 MR. TOPEL: I, I would ask a, a, just a little  
20 indulgence on this end.

21 JUDGE CHACHKIN: I'm going to, I'm going to permit  
22 it. Go ahead, Mr. Topel.

23 MR. TOPEL: Thank you. Concerning the relationships  
24 of the officers --

25 MR. COHEN: Your Honor, our attention was directed

1 to page 117? I --

2 MR. TOPEL: No, page 17.

3 JUDGE CHACHKIN: Page 17.

4 MR. COHEN: Oh, 17. I see. I couldn't understand.

5 Thank you.

6 JUDGE CHACHKIN: All right. Go ahead..

7 BY MR. TOPEL:

8 Q And let me just read into the record what's reported

9 there. "Reverend Aguilar is the only member of NMTV's

10 officers and directors who is not paid by Trinity or works for

11 Trinity in some capacity. Paul Crouch is the president of

12 Trinity Broadcasting Network and receives a salary from the

13 Network. As noted above, I am the assistant to the president

14 of Trinity Broadcasting Network and receive a salary from TBN.

15 Matt Crouch is Paul Crouch's son and is paid by Trinity

16 Broadcasting Network as an administrative assistant to the

17 president. Charlene Williams, the head of Trinity's Computer

18 and Accounting Department, is a salaried employee of Trinity

19 Broadcasting Network." And my question, sir, is was that

20 information filed with the FCC?

21 A Yes, sir. I was.

22 Q And was it incorporated in the opposition to the

23 petition to deny the Miami renewal application that Glendale

24 filed?

25 A Yes, sir.

1 Q And, Mr. May, if you would turn to pages 49 to 51 of  
2 TBF Exhibit 121.

3 JUDGE CHACHKIN: Forty-nine, did you say?

4 MR. TOPEL: Yes.

5 MR. MAY: Yes, sir. I have it.

6 BY MR. TOPEL:

7 Q First of all, Mr. May, can you look back to page 36  
8 and just, for the record, whose affidavit should page 49  
9 cover?

10 A This is the affidavit of Paul F. Crouch, sir.

11 Q Okay. And with, without reading it into the record,  
12 am I correct that all of the information in this affidavit,  
13 including the information in paragraphs 18 and 19, were filed  
14 with the FCC?

15 A Yes, sir.

16 Q And were they incorporated by reference in the  
17 opposition to the Miami, Florida, petition to deny Glendale  
18 Exhibit 220?

19 A Yes, sir.

20 Q Thank you, sir. Now, Mr. May, turn if you would,  
21 please, in Volume Six of the Mass Media Bureau exhibits.

22 JUDGE CHACHKIN: What do you want to do with these  
23 two exhibits? Do you want to stick these in or --

24 MR. TOPEL: Well, I, I am, I'll move them now, Your  
25 Honor. I was going to move them when I finished the line.

1 MR. McCURDY: No objection.

2 JUDGE CHACHKIN: Any, anyone have any objection?

3 MR. COHEN: No objection.

4 JUDGE CHACHKIN: All right. Is that official notice  
5 -- is that official notice, is that the purpose of this, or  
6 any other purpose, or what?

7 MR. SHOOK: Your Honor, as far as the Bureau is  
8 concerned, we're not worried about any limitation of purpose  
9 here. I mean this is information that was filed when it was  
10 filed by Trinity, and --

11 JUDGE CHACHKIN: All right. Trinity Exhibits --

12 MR. COHEN: Well, Your Honor, I, I think that I  
13 would object for it to come in for the truth of the  
14 proposition asserted. It comes in for what it is. It was  
15 represents made to the Communi -- to the FCC and I don't think  
16 it --

17 MR. SHOOK: That's all, that's all we're saying, is  
18 that --

19 MR. COHEN: Okay.

20 MR. SHOOK: -- they were representations made by  
21 Trinity at the times that they made.

22 MR. COHEN: Okay. That's -- I misunderstood you,  
23 Mr. Shook.

24 JUDGE CHACHKIN: All right. The Trinity Exhibits  
25 120 and 121 are received.

1 (Whereupon, the documents previously  
2 identified as TBF Exhibit 120 and TBF  
3 Exhibit 121 were received into  
4 evidence.)

5 MR. TOPEL: Now, Mr. May, in Bureau -- Mass Media  
6 Bureau Exhibit 353, these are portions of the opposition to  
7 the petition to deny that was filed in the Wilmington matter,  
8 and I would indicate that we have reviewed the portions that  
9 were omitted and we're satisfied they were immaterial, but I  
10 wanted to state that on the record. And in, in reference to  
11 the question you were asked by Glendale's counsel about  
12 whether your opposition pleading in the Florida matter had  
13 referred to Mrs. Duff's duties at TBN, I just would like to  
14 read at the bottom of page 20 of the TBF opposition --

15 MR. COHEN: What document are we on now, Your Honor,  
16 I want to make sure the --

17 JUDGE CHACHKIN: What? Which -- what exhibit is  
18 this? Bureau exhibit what?

19 MR. TOPEL: Bureau -- Mass Media Bureau Exhibit 353.

20 JUDGE CHACHKIN: 353.

21 MR. COHEN: Well, let me get -- excuse me.

22 JUDGE CHACHKIN: And what page is this now?

23 MR. TOPEL: Page 20, Your Honor. The circled page  
24 at the bottom.

25 JUDGE CHACHKIN: Yes.

1 MR. COHEN: Could I have one second, Your Honor,  
2 while I find it?

3 JUDGE CHACHKIN: Yes.

4 MR. COHEN: Thank you, Your Honor. What page is  
5 that, Mr. Topel?

6 MR. TOPEL: Excuse me?

7 MR. COHEN: I said which page?

8 MR. TOPEL: Page 20.

9 JUDGE CHACHKIN: Page 20.

10 MR. COHEN: Twenty. Excuse me. Thank you.

11 MR. TOPEL: Okay. And at the bottom of page 20, I  
12 would just like to read a, an excerpt. It there states,  
13 "Mrs. Duff is the assistant to the president of Trinity  
14 Broadcasting Network, a title which means what is says. She  
15 holds virtually the second highest management office in the  
16 network's hierarchy." My question to you, sir, is did you  
17 file that document in the Wilmington matter?

18 A Yes, sir.

19 Q And was it incorporated in your opposition that you  
20 served on counsel for Glendale in the Florida matter?

21 A Yes, sir.

22 Q Now --

23 JUDGE CHACHKIN: I don't understand why we spent all  
24 those, I must say, days of hearing trying to get out from  
25 these peop-- Mrs. Duff what her roles were, when we, it seems

1 to me, could have stipulated on the basis of material,  
2 admissions already made by the principles. But, but we're  
3 over that now and, it seems to me, we could have saved a lot  
4 of time by asking the party to sub-- to admit the certain  
5 facts, because it's set forth here apparently in, in the, at  
6 least in the 1991 and 1992 pleadings.

7 MR. SHOOK: We, we have our reasons, Your Honor, but  
8 I don't think there is --

9 JUDGE CHACHKIN: All right. All right.

10 MR. SHOOK: -- any point served in --

11 JUDGE CHACHKIN: All right.

12 MR. SHOOK: -- going over what they are.

13 JUDGE CHACHKIN: Yes, okay. Continue, Mr. Topel.

14 MR. TOPEL: Thank you, Your Honor. I believe you  
15 were also asked some questions about your disclosure prior to  
16 a, I think it was a March 31 letter, March 31, 1992, letter of  
17 common officers between NMTV and Translator TV or TBN. And I  
18 would like my colleague, Mr. Holt, to provide you with a copy  
19 of Trinity Broadcasting of Florida Exhibit 101, and I'm going  
20 to be referring you to Tab R.

21 MR. HOLT: A copy of TBF Exhibit 101, Tab R, is now  
22 in front of the witness.

23 JUDGE CHACHKIN: Yes, oh, I -- 101, Tab R, did you  
24 say?

25 MR. TOPEL: Yes, it's, it's in Volume Two of TBF



1 Exhibit 101.

2 MR. MAY: I have it, Your Honor. Yes, sir, I have  
3 it.

4 JUDGE CHACHKIN: Yes, all right. The parties seem  
5 to have it. We can proceed.

6 BY MR. TOPEL:

7 Q Okay. Thank you. With reference to the questions  
8 about disclosures of common officers, look if you would  
9 initially, Mr. May, at TBF Exhibit 101, Tab R, page 1, and I  
10 will tell you that that is an ownership report filed for TBN  
11 and other TBN companies that are well-known on this record,  
12 filed with the Commission on March 18th, 1985, and stamped as  
13 received on that date. And I would like to ask you, if you  
14 would, Mr. May, turn to page seven of Tab R.

15 A Yes, sir. I have it.

16 Q And do you see an entry on that page for a company  
17 called Translator Television, Inc.?

18 A Yes, sir.

19 Q And can you tell me, sir, what is the name and  
20 position of the fourth person identified in the list of  
21 officers for Translator Television, Inc.?

22 A Philip A. Crouch, assistant secretary, sir.

23 Q And if you turn back now to page five, what is the  
24 name of the -- name and position of the fourth person  
25 identified as an officer of Trinity Broadcasting Network?